



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6

1445 ROSS AVENUE, SUITE 1200
DALLAS, TX 75202-2733

ATTACHMENT NOT INCLUDED

Mr. Robichaux
Denbury Resources
2503 Petroleum Drive
Houma, LA 70363

RE: FRP/SPCC/EPCRA Inspection Report
Laterre #4
FRP-06-LA-00556
FY99125

Dear Mr. Robichaux:

On August 16, 1999, representatives of the U.S. Environmental Protection Agency (EPA) conducted an Oil Pollution Prevention (40 CFR Part 112) inspection. The inspection included a Facility Response Plan (FRP), Spill Prevention Control and Countermeasure (SPCC), and Emergency Planning and Community Right-to-Know Act (EPCRA) compliance review for the above named facility. During the compliance review the following deficiencies were noted:

FACILITY RESPONSE PLAN

[For specific deficiencies see Attachment A: Facility Response Plan Checklist]

The facility owner/operator has not implemented the requirements as per section 4202(a)(5)(E)(ii) of the Oil Pollution Act of 1990 as codified in 40 CFR Part 112.20 due to the deficiencies listed below:

- Contents of plan are not consistent with model plan as required by 40 CFR Part 112.20 (h) or its equivalent. See Attachment A: FRP Checklist. All items must be addressed or stated as non-applicable.
- Inadequate or no emergency response information as required by 40 CFR Part 112.20 (h)(3). Incomplete response equipment list. See section 1.3.2 of the FRP checklist.

9527306

Internet Address (URL) • <http://www.epa.gov>

Recycled/Recyclable • Printed with Vegetable Oil Based Inks on Recycled Paper (Minimum 25% Postconsumer)



Incomplete response equipment testing and/or drill logs, see section 1.3.3 of the FRP checklist. Incomplete response personnel information, see section 1.3.4 of the FRP checklist. Incomplete evacuation plans, see section 1.3.5 of the FRP checklist.

- Insufficient hazard evaluation information as required by 40 CFR Part 112.20(h)(4). Incomplete hazard identification information, see section 1.4.1 of the FRP checklist. Incomplete analysis of potential for an oil spill, see section 1.4.3 of the FRP checklist. Inadequate discussion of oil spill history, see section 1.4.4 of the FRP checklist.
- Inadequate discussion of response planning levels as required by 40 CFR Part 112.20 (h)(5). Incomplete or no description of small and/or medium discharge scenarios, see section 1.5.1 of the FRP checklist. Incomplete or no description of worst case scenario, see section 1.5.2 of the FRP checklist.
- Inadequate or no discussion of plan implementation as required by 40 CFR Part 112.20 (h)(7). Incomplete identification and/or description of response resources, see section 1.7.1 of the FRP checklist. Disposal plans incomplete, see section 1.7.2 of the FRP checklist. Incomplete or no description of containment and/or drainage plan. See section 1.7.3 of the FRP checklist.
- Inadequate self inspection, drills/exercises, and response training as required by 40 CFR Part 112.20 (h)(8). Incomplete self-inspection, see section 1.8.1 of the FRP checklist. Incomplete description of facility drills, exercises and/or logs, see section 1.8.2 of the FRP checklist.

SPILL PREVENTION CONTROL AND COUNTERMEASURE

[For specific deficiencies see Attachment B: SPCC Checklist]

SPCC plan inadequately implemented as required by 40 CFR Part 112.3 due to the deficiencies listed below:

- Incomplete written procedures and/or inspection records as required by 40 CFR Part 112.7(e)(8).

OFFSHORE PRODUCTION

- Inadequate discussion of tanks engineered to prevent oil discharges and/or inadequate system. [40 CFR Part 112.7(e)(7)(v) or (vi)].
- Inadequate discussion of tanks suitably corrosion protected. [40 CFR Part 112.7(e)(7)(vii)].

EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT

- No deficiencies were identified under EPCRA. The facility had filed the proper chemical inventory reports (Tier II) under EPCRA for the preceding calendar year at the time of the notice of inspection.

According to Section 4301(b) of the Oil Pollution Act (OPA), owners or operators of facilities subject to Part 112 who violate the requirements of this part 112 by failing or refusing to comply with any of the provisions shall be liable for a civil penalty of up to \$27,500 for each day such violation continues.

Please provide to this office, within 30 days of the date of receipt of this report information, photographs, etc., as necessary to clearly demonstrate that the above deficiencies have been corrected, or provide a firm schedule for achieving compliance with the oil pollution regulations. A copy of 40 CFR Part 112 has been enclosed with this report. If no response is received within 30 days, potential enforcement actions may follow. Please provide your response to:

Don Smith (6SF-RP)
Environmental Protection Agency
P O Box 303
Dallas, Texas 75221-0303

Laterre #4
FRP-06-LA-00556
Page 4

If you have any questions regarding this correspondence, please contact me at 214/245-1134.

Sincerely,

A handwritten signature in black ink, reading "Donald P. Smith". The signature is written in a cursive style with a large, stylized 'D' and 'S'.

Donald P. Smith
Senior On-Scene Coordinator (6SF-RP)

Attachments:

- A: FRP Checklist
- B: SPCC Checklist

ATTACHMENT A:

FRP CHECKLIST

ATTACHMENT B:

SPCC CHECKLIST